

RESOLUTION NO. 75283

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE ADOPTING A POSITION OF SUPPORT OF THE CITY'S PURSUIT OF THE RELINQUISHMENT OF STATE ROUTE 82 AND STATE ROUTE 130 LOCATED WITHIN THE CITY OF SAN JOSE

WHEREAS, State Routes ("SR") 82 and 130 are primarily urban arterials within the City of San José ("City"), commonly known as The Alameda and Monterey Highway (SR 82) and Alum Rock Avenue (SR 130) as further depicted on Attachment A, attached hereto, and are within the jurisdictional authority of the State of California, Department of Transportation ("Caltrans"); and

WHEREAS, on December 15, 2009, the City Council of the City of San José ("City Council") approved the *2010 Legislative Guiding Principles, Priorities and Advocacy Issues* report, which included a City policy priority action to initiate legislation that supports the relinquishment of SR 82 and 130 to the City; and

WHEREAS, the primary purpose of pursuing relinquishment is to allow the City the opportunity to better manage, integrate, and streamline the land use, right of way, and special event decision-making processes along these roadways; and

WHEREAS, California Streets and Highways Code ("S&H Code"), Section 73 *et seq* provides the statutory direction for relinquishment of a portion of a state highway, defining the role and authority of the California Transportation Commission ("CTC") to relinquish a state highway, and defining what types of facilities can be relinquished, to whom, and under what conditions; and

WHEREAS, Caltrans's *Project Development and Procedures Manual* provides further information associated with the relinquishment process, including the introduction of

State legislation in support of the relinquishment and the development of an agreement listing the terms and conditions of relinquishment between Caltrans and the City, although final approval of the relinquishment rests with the CTC; and

WHEREAS, the City desires to support State legislation that will initiate the process for relinquishment and begin negotiations with Caltrans on an agreement to relinquish State Route 82 and State Route 130 to be approved by Council at a later date;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT A POLICY POSITION IN SUPPORT OF THE CITY'S PURSUIT OF THE RELINQUISHMENT OF STATE ROUTE 82 AND STATE ROUTE 130 LOCATED WITHIN THE CITY OF SAN JOSE, IS HEREBY ADOPTED.

ADOPTED this 23rd day of February, 2010, by the following vote:

AYES: CAMPOS, CHIRCO, CHU, CONSTANT, HERRERA,
KALRA, LICCARDO, NGUYEN, OLIVERIO, PYLE, REED.

NOES: NONE.

ABSENT: NONE.

DISQUALIFIED: NONE.

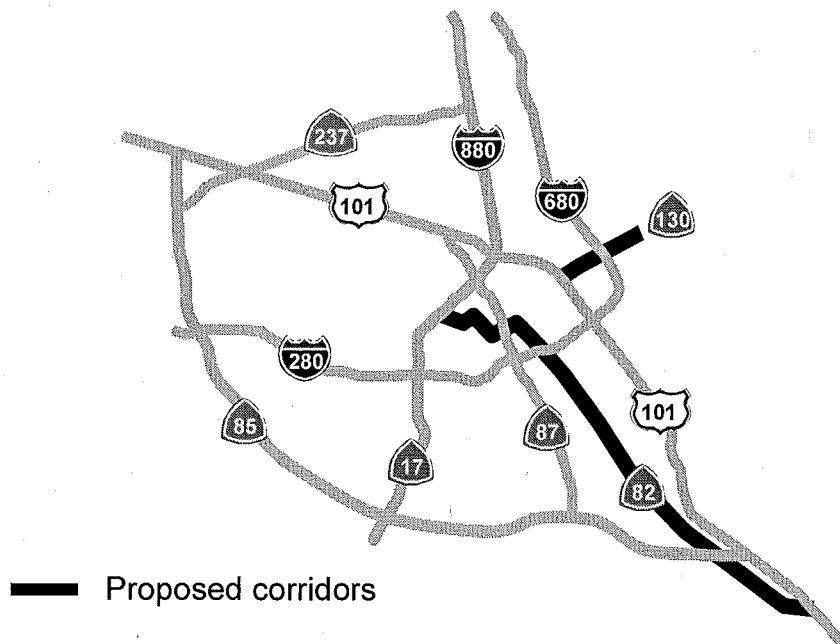
ATTEST:


LEE PRICE, MMC
City Clerk



CHUCK REED
Mayor

Attachment A
Proposed State Route Relinquishment Corridors



Street segments considered for relinquishment

- **SR 82 from 1-880 to 1-280 – 3.5 Miles**
 - The Alameda / Santa Clara St. from I-880 to Autumn St.
 - Autumn / Montgomery Sts. from Santa Clara St. to San Carlos St.
 - San Carlos St. from Montgomery to Market St.
 - Market St. from San Carlos to S. First St.
 - S. First St. from Market St. to I-280
- **SR 82 from 1-280 to US 101/Blossom Hill– 7.5 Miles**
 - S. First St / Monterey Highway from I-280 to Blossom Hill Rd.
 - Blossom Hill Road from Monterey Highway to Route 101
- **SR 130 from US 101 to 1-680 or City Limit– 2.25 Miles**